

subject or others that their activities are under, or may become the subject of an investigation. This could enable the subjects to avoid detection, to influence witnesses improperly, to destroy records, or to fabricate testimony.

Exempt portions of this system contain screening board reports. Screening board reports set forth the results of oral examination of applicants for a position as a special agent with the Naval Investigative Service. Disclosure of these records would reveal the areas pursued in the course of the examination and thus adversely affect the result of the selection process. Equally important, the records contain the candid views of the members composing the board. Release of the records could affect the willingness of the members to provide candid opinions and thus diminish the effectiveness of a program which is essential to maintaining the high standard of the Special Agent Corps, i.e., those records constituting examination material used solely to determine individual qualifications for appointment in the Federal Service.

- (1) Office of the Secretary.
(1) ID-N 31698, WHSP.

Sysname:

White House Support Program.

Exemption:

Portions of this system of records of 5 U.S.C. 552a(c)(3), (d), (e)(1), (e)(4) (G) through (I), and (f).

Authority: 5 U.S.C. 552a(k) (1), (2), (3), and (5).

Reasons:

Exempted portions of this system may contain information which has been properly classified under Executive Order 12065 and predecessor orders which is required to be kept secret in the interest of national defense or foreign policy. Exempted portions of this system may also contain information considered relevant and necessary to make a determination as to qualifications, eligibility, or suitability for access to classified information, and which was obtained by providing an express or implied promise to the source that his identity would not be revealed to the subject of the record. Exempted portions of this system may also contain information collected and maintained in connection with providing protective services to the President and other individuals protected pursuant to 18 U.S.C. 3056. Exempted portions of his system may also contain investigative records compiled for law enforcement purposes, the disclosure of which could

reveal the identity of sources who provided information under an express or implied promise of confidentiality, compromise investigative techniques and procedures, jeopardize the life or physical safety of law enforcement personnel, or otherwise interfere with enforcement proceedings or adjudications.

[FR Doc. 79-20507 Filed 7-2-79; 6:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 52]

[FRL 1262-6]

Approval and Promulgation of Implementation Plans; California Plan Revision: Administrative Chapter

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Proposed Rulemaking.

SUMMARY: On March 16, 1979, the California Air Resources Board (ARB) submitted a revision to the State Implementation Plan (SIP) to the EPA. This revision consists of an administrative chapter which addresses the legal authorities of the ARB and the Air Pollution Control Districts. The intended effect of this revision is to address certain requirements of § 110 of the Clean Air Act (CAA), as amended, and 40 CFR Part 51, to update the SIP, and to inform the public on these matters. The EPA invites public comments on this revision, especially as to its consistency with the CAA.

DATES: Comments may be submitted up to August 2, 1979.

ADDRESSES: Comments may be sent to: Regional Administrator, Attn: Air & Hazardous Materials Division, Air Technical Branch, Regulatory Section (A-4-2), Environmental Protection Agency, Region IX, 215 Fremont Street, San Francisco CA 94105.

Copies of the revision and the evaluation report are available for public inspection during normal business hours at the EPA Region IX Library at the above address and at the following locations:

California Air Resources Board, 1102 "Q" Street, P.O. Box 2815, Sacramento, CA 95814.

Public Information Reference Unit, Room 2922 (EPA Library), 401 "M" Street, S.W., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Douglas Grano, Chief, Regulatory Section, Air Technical Branch, Air & Hazardous Materials Division,

Environmental Protection Agency, Region IX, (415) 556-2938.

SUPPLEMENTARY INFORMATION:

Background

The CAA was enacted by Congress in 1963 and amended several times thereafter. Under the CAA, the EPA established National Ambient Air Quality Standards (NAAQS) for certain pollutants. Each State was required to adopt a plan (the SIP) to attain and maintain the NAAQS throughout the State.

The State of California adopted a SIP and submitted it to the EPA in 1972. That plan was partly approved and partly disapproved. Since 1972, the SIP has been amended in part many times, becoming somewhat fragmented in the process. For this reason, the ARB is in the process of revising and updating its overall plan. The chapter now being considered in this notice is part of that task.

Description

Chapter 3 addresses the legal authorities of the ARB and the Air Pollution Control Districts. The ARB is the designated State agency charged with coordinating state, regional and local efforts in implementing the SIP. Chapter 3 addresses issues on the enforcement of the SIP, right of entry, public information, emergency episodes, new source review, vehicular controls, transportation and land use, air quality standards and hazardous pollutants.

Discussion

As a revision to the SIP, Chapter 3 appears to be approvable because it constitutes an updating and clarification of the 1972 SIP. It is also consistent with the requirements of 40 CFR 51.11 *Legal authority*. The EPA now proposes to approve the chapter and incorporate it into the SIP.

The subject of this notice is considered to be "nonsignificant", because it is informational and administrative in nature. No new requirements would be imposed, nor would any requirements be withdrawn. For these reasons, a 30-day public comment period is deemed sufficient.

Public Comments

Under section 110 of the Clean Air Act, as amended, and 40 CFR Part 51, the Administrator is required to approve or disapprove revisions to the SIP submitted by the State. The Regional Administrator hereby issues this notice setting forth the above described revision as proposed rulemaking and advises the public that interested

persons may participate by submitting written comments to the Region IX Office during the specified comment period. Comments received will be available for public inspection at the EPA Region IX Library, the EPA Public Information Reference Unit, and the ARB Office in Sacramento.

The Administrator's decision to approve or disapprove the proposed revisions will be based on the comments received and on a determination whether the revision meets the requirements of section 110(a)(2) of the Clean Air Act, as amended, and 40 CFR Part 51, Requirements for Preparation, Adoption, and Submittal of State Implementation Plans.

Under Executive Order 12044 EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized." EPA has reviewed the revision being acted upon in this notice and determined that it is a specialized revision not subject to the procedural requirements of Executive Order 12044.

[Sections 110 and 301(a) of the Clean Air Act, as amended [42 U.S.C. 7410 and 7601(a)].]

Dated: June 25, 1979.

Sheila M. Prindivilla,
Acting Regional Administrator.

[FR Doc. 79-20574 Filed 7-2-79; 8:35 am]
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FEDERAL MARITIME COMMISSION

[46 CFR Part 536]

[General Order No. 13; Docket No. 79-63]

Publishing and Filing Tariffs by Common Carriers in the Foreign Commerce of the United States

AGENCY: Federal Maritime Commission

ACTION: Proposed Rule

SUMMARY: This proposed rule amends the 46 CFR 536.1(a)(5) tariff filing exemption by clarifying its language and expanding its scope to include port-to-port movements of cargo carried in rail cars between specified port areas.

DATES: Comments (original and fifteen copies) on or before July 27, 1979.

ADDRESS: Send comments to: Francis C. Hurney, Secretary, Federal Maritime Commission, 1100 L Street, NW., Washington, D.C. 20573.

FOR FURTHER INFORMATION CONTACT: Francis C. Hurney (202) 523-5725.

SUPPLEMENTARY INFORMATION: The Commission has previously exempted from the tariff filing requirements of

section 18(b) of the Shipping Act, 1916 (46 U.S.C. 817(b)) the intermodal carriage of cargo in rail cars moving under joint through rates. 46 CFR 536.1(a)(5); 42 FR 62372. Foss Launch & Tug Co. has filed an application requesting a further exemption for the movement of rail cars containing bulk-type cargo loaded into such cars without mark or count and carried by Foss barges on a port-to-port basis between North Vancouver, British Columbia and Seattle or Tacoma, Washington.

Foss contends that a literal reading of the present exemption (46 CFR 536.1(a)(5)) would cover port-to-port transportation on the same route, but deems it prudent to request a more specific and therefore clearer exemption for such port-to-port movements. We disagree with Foss' interpretation of the present exemption. Our clear intention was to exempt only intermodal carriage moving under joint through rates. Any further expansion of the particular exemption would necessitate a rulemaking proceeding amending the present exemption or adopting an additional exemption.

There are indications, however, that the intermodal carriage of cargo between these ports constitutes the vast majority of movements and that strict port-to-port movements are very limited. It would therefore appear to follow that the further exemption of port-to-port movements will not substantially impair our effective regulation, be unjustly discriminatory, or be detrimental to commerce. See 46 U.S.C. 833a.

We are unaware of any reason to specifically limit this exemption to Foss and are accordingly proposing to apply it to all carriers in this trade.

Accordingly, pursuant to section 18(b)(4), 35 and 43 of the Shipping Act, 1916, 46 U.S.C. 817(b)(4), 833a, and 841a, the Commission proposes to amend 46 C.F.R. 536.1(a)(5) to read as follows:

§ 536.1 Exemptions and exclusions.

(a) * * *

(5) Transportation by water of cargo moving in rail cars between ports in British Columbia, Canada and United States ports on Puget Sound, or ports or points in Alaska. *Provided*, that for any such cargo moving under joint through rates: (i) The through rates are filed with the Interstate Commerce Commission and/or the Canadian Transport Commission; and (ii) certified true copies of the rate divisions and of all agreements, arrangements or concurrences entered into in connection with the transportation of such cargo are filed with the Federal Maritime Commission within 30 days of the

effectiveness of such rate divisions, agreements, arrangements or concurrences; *And provided further*, that this exemption is inapplicable to cargo originating in or destined to foreign countries other than Canada.

Therefore, it is ordered, that notice of this Order and proposed rule be published in the Federal Register; and

It is further ordered, That all interested persons may participate in this rulemaking proceeding by filing with the Secretary, Federal Maritime Commission, 1100 L Street, N.W., Washington, D.C. 20573, on or before July 27, 1979, an original and 15 copies of their views pertaining to the proposed rule. All suggestions for changes in the text of the proposed rule should be accompanied by the reasons for such changes and recommended language.

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 79-20574 Filed 7-2-79; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 1]

[Gen. Docket No. 79-163; FCC 79-388]

Amending Environmental Rules in Response to New Rules Issued by the Council on Environmental Quality

AGENCY: Federal Communications Commission.

ACTION: Proposed Rulemaking.

SUMMARY: The FCC is proposing to amend its environmental regulations to assure that they are consistent with newly issued rules of the Council on Environmental Quality. The changes relate to terminology and procedure and include references to pertinent provisions of the CEQ rules.

DATE: Comments must be received on or before August 2, 1979.

ADDRESSES: Send comments to: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Upton Guthery, Office of General Counsel (202-254-6530).

In the matter of amendment of environmental rules in response to new rules issued by the Council on Environmental Quality; Notice of Proposed Rule Making.

Adopted: June 21, 1979.

Released: June 29, 1979.